

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

AMENDED CHIEF HEARING OFFICER DIRECTIVE

DOCKET NO. 2021-243-E ORDER NO. 2021-131-H

OCTOBER 4, 2021

CHIEF HEARING OFFICER: David Butler

DOCKET DESCRIPTION:

Application of Duke Energy Progress, LLC for Approval of Rider DSM/EE-13, Increasing Residential and Non-Residential Rates

MATTER UNDER CONSIDERATION:

Petition to Intervene of Southern Alliance for Clean Energy (“SACE”) and the South Carolina Coastal Conservation League (“SCCCL”)

CHIEF HEARING OFFICER’S ACTION:

This matter comes before the Chief Hearing Officer on the Petition to Intervene of SACE and CCCL.

On July 30, 2021, Duke Energy Progress, LLC (“DEP”) filed an application for approval of its demand side management (“DSM”) and energy efficiency (“EE”) cost recovery and incentive rider (“Rider 13”) for 2022. The proposed Rider 13 consists of components calculate under the cost recovery and incentive mechanism approved in Order No. 2021-33.

Under Commission regulation, the Commission must determine whether or not the petitioning party has clear factual support or grounds for the proposed intervention. S.C. Regs. 103-825A(3) requires that parties filing a Petition to Intervene in a matter pending before the South Carolina Public Service Commission must set forth clearly and concisely:

- (a) The facts from which the nature of the petitioner's alleged right or interest can be determined;**
- (b) The grounds of the proposed intervention;**
- (c) The position of the petitioner in the proceeding.**

SACE asserts that it is a nonprofit organization whose mission is to promote responsible and equitable energy choices that address global climate change, and ensure clean, safe and healthy communities throughout the Southeast. SACE has members in South Carolina who receive electricity service from Duke Energy Progress, and are therefore subject to the direct impacts of DEP’s DSM/EE rider.

SCCCL states that it is a nonprofit corporation organized under the laws of the State of South Carolina which advocates for energy efficiency an supports the development of

energy policy that is in the public interest of South Carolinians. SCCCL has members who are customers of DEP and are therefore subject to the direct impacts of DEP's DSM/EE rider.

According to the Petition, SACE and SCCCL seek to intervene in this proceeding in order to ensure that their members' interests in promoting energy savings through cost-effective DSM and EE programs are represented. SACE and SCCCL state that they are also interested in ensuring that DEP's DSM and EE programs are delivering results, and that the costs and incentives to be recovered via the rider are based on measured and verified energy savings.

Pursuant to these facts, this Hearing Officer holds that SACE and SCCCL have successfully satisfied the criteria for intervention stated in the Commission Regulation. Their interest in this matter can clearly be discerned, as can the grounds for the intervention, and their position. As previously noted, there are no objections to the intervention. Accordingly, the Petition to Intervene of SACE and SCCCL is hereby granted in this Docket. This ends the Chief Hearing Officer's Directive.